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February 6, 2003

Via Fax To: (703) 308-7725

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Attention: Lisa Marquis

Re: U.S. Patent Application Serial No. 09/758,934
for Personnel Guidance and Location Control System

Dear Ms. Marquis:

As requested, we are herewith enclosing a copy of a Declaration of Robert J. Schaap, averring to the fact that he also has examined the file of the captioned patent application, and found no copy of the Office Action therein.

I certainly regret any oversight in failing to submit such a declaration at an earlier date, and I would respectfully request your consideration in insuring that this declaration is considered along with the other materials submitted for reinstatement of the application.

Respectfully submitted,

ROBERT J. SCHAAP
Registration No. 20,577
Attorney for Applicant
(818) 346-6555



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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IN RE APPLICATION OF:)
DAN PHARO ET AL.)
SERIAL NO.: 09/758,934)
FILED: JANUARY 11, 2002) GROUP ART UNIT NO. 2859
TITLE: PERSONNEL GUIDANCE)
AND CONTROL SYSTEM)
EXAMINER: RYAN T. HAYLECK)

DECLARATION OF ROBERT J. SCHAAP IN SUPPORT OF
REQUEST TO REINSTATE AN ABANDONED PATENT APPLICATION

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

COMES NOW, ROBERT J. SCHAAP, and states and declares as follows:

That I am an attorney at law licensed to practice in the Courts of the State of California and several Federal Courts, and that I am also registered to practice before the U.S. Patent and Trademark Office under Registration No. 20,577.

I am the attorney of record in the above-identified U.S. patent application.

I personally instructed Pauline Barraza and Liliana Cancino, whose declarations are of record, to examine the file in the captioned patent application.

I have also examined the file in this patent application and

) other files in the name of Dan Pharo et al., in order to determine if the Office Action dated June 5, 2002, was received. My investigation also revealed that there was no such Office Action in the file of this case.

We have been encountering several problems with our local Post Office department, and I am in the process of actually writing a letter to that Post Office department because of numerous instances of missing mail.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Dated: Feb. 6, 2003

Respectfully submitted,



ROBERT J. SCHAAP
Registration No. 20,577
Attorney for Applicant
(818) 346-6555



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231 on Feb. 6, 2003.

Paul Zornago
(Signature)

Date of Signature: Feb 6, 2003

D:\Data\Pharo\09758934\Declaration of Robert Schaap

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